

## **AMENDMENTS TO THE CLAIMS**

### **1-15. (Cancelled)**

**16. (Currently Amended)** A digital data recording/reproduction method for recording and reproducing digital data in units of clusters, which are each the smallest unit of data recording on a disk recording medium, said method comprising:

constructing a file structure, when recording ~~new~~ data which is not yet recorded on a disk, on the disk recording medium in which recordable clusters are connected in advance of starting data recording;

recording digital data from the head of the recordable clusters; and

constituting, as a recorded file, the digital data from a recording head cluster to a recording end cluster.

**17. (Previously Presented)** The digital data recording/reproduction method according to claim 16, further comprising:

detecting, when an abend occurs during said recording digital data from the head of the recordable clusters, the abend of data recording after recovery from the abend; and

constituting, as a recorded file, the digital data which has been recorded from the start of data recording to the abend on the basis of format information of the digital data.

**18. (Previously Presented)** The digital data recording/reproduction method according to claim 16, wherein format information of the digital data is a sync byte of a transport packet.

**19. (Previously Presented)** The digital data recording/reproduction method according to claim 16, wherein format information of the digital data is time information.

### **20-26. (Canceled)**